



IFW 3745

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventive Application of: Lavez et al ) Docket No: H0004223  
)  
)  
For: Variable Nozzle Device for ) Group Art Unit : 3745  
Turbocharger and method for )  
Operating the Same )  
)  
Serial No.: 10/528,643 ) Examiner: To be assigned  
)  
Filed: 5/19/06 )

INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Hon. Commissioner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §1.98, Applicants hereby notify the U.S. Patent of the documents listed below and identified on the attached form PTO/SB/08 for review by the Examiner during the examination of the above referenced application. Copies of the documents are provided for the Examiner's use.

The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date or (2) before the mailing date of the first Office Action on the merits (whichever is later), and therefore no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17 (p) is required.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8  
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by


Faisal Khan (Date)

The submission of the listed documents on form PTO/SB/08A is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of the Form PTO/SB/08 be returned in accordance with MPEP §609.

Date: 8/18/06  
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AUG 21 2006

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

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| of | 1 |
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**Complete if Known**

|                        |           |
|------------------------|-----------|
| Application Number     | 10/528643 |
| Filing Date            | 5/19/06   |
| First Named Inventor   | Lavez     |
| Art Unit               | 3745      |
| Examiner Name          |           |
| Attorney Docket Number | H0004223  |

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. | Foreign Patent Document                     | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | † |
|--------------------|----------|---------------------------------------------|------------------|-------------------------------------------------|---------------------------------------------------------------------------|---|
|                    |          | Country Code* Number* Kind Code* (if known) | MM-DD-YYYY       |                                                 |                                                                           |   |
| /NEW/              |          | ISR/WO                                      | 6/3/03           | Honeywell                                       |                                                                           |   |
| ↓                  |          | GB138592                                    | 10/22/19         | ABB                                             |                                                                           |   |
|                    |          | EP1128025                                   | 8/1/01           | MN                                              |                                                                           |   |
|                    |          | EP034915                                    | 9/2/81           | Holset                                          |                                                                           |   |
|                    |          | WO01/53679                                  | 7/26/01          | Allied Signal                                   |                                                                           |   |
|                    |          | WO02/44527                                  | 6/6/02           | Honeywell                                       |                                                                           |   |
| /NEW/              |          |                                             |                  |                                                 |                                                                           |   |

|                       |                   |                    |            |
|-----------------------|-------------------|--------------------|------------|
| Examiner<br>Signature | /Nathaniel Wiehe/ | Date<br>Considered | 03/17/2008 |
|-----------------------|-------------------|--------------------|------------|

**\*EXAMINER:** Initially if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*Applicant's unique citation designation number (optional). \* See Kinda Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. \* Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \* For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \* Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \* Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND**

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